

Attorney Docket: 021123-0283665

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Confirmation Number: 8964

Rieping *et al.*

Application No.: 09/963,668

Group Art Unit: 1652

Filed: September 27, 2001

Examiner: D. RAMIREZ

Title: Fermentation Process for the Preparation of L-amino Acids Using Strains of the Family Enterobacteriaceae

December 13, 2004

AMENDMENT AND RESPONSE

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The applicants request that the response filed September 13, 2004, be entered into the record.

This is in response to the final official action dated April 13, 2004 and an advisory action dated October 14, 2004, wherein the pending claims were rejected under 35 U.S.C. §112, first and second paragraphs, and the judicially created doctrine of obviousness-type double patenting. The applicants respectfully traverse in view of the following amendments and remarks. This response is further accompanied by a Request for Continued Examination (RCE).

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